IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.24091 of 2008

DHYANI PASWAN
Versus
STATE OF BIHAR

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3. 16.7.2008 Heard the learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in connection with Narpatganj P.S. Case No.339 of 2006 for the alleged offences registered under sections 302 and 201/34 of the Indian Penal Code.

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It is submitted on behalf of the petitioner that the petitioner is uncle-in-law of the deceased and living separately for more than 25 years. It is further submitted that during investigation the alleged offence has not been made out against this petitioner. Moreover, co-accused Kuseshwar Paswan, having similar allegation to that of the petitioner, has been granted anticipatory bail by this Court, as per the order dated 13.3.2008 passed in Cr.Misc. No.48277 of 2007. As such, the petitioner deserves to be allowed bail.

Considering the submissions, as noticed above, and on perusal of the averments

made in the petition, it is directed that petitioner Dhyani Paswan, in the event of his arrest or surrender in connection with Narpatganj P.S. Case No.339 of 2006 within a period of four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Araria, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

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PNM **(Shailesh Kumar Sinha, J.)**